

Sealed

Public and unofficial staff access  
to this instrument are  
prohibited by court order.

United States District Court  
Southern District of Texas  
FILED

MAY 16 2017

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

UNITED STATES OF AMERICA

§

vs

§

CRIMINAL NO.

B-17-360

LUIS BENITEZ

§

SEALED  
INDICTMENT

THE GRAND JURY CHARGES:

COUNT 1

On or about April 13, 2017, in the Southern District of Texas and within the jurisdiction of the Court, Defendant,

LUIS BENITEZ,

who was then under indictment for a crime punishable by imprisonment for a term exceeding one year, to wit: Possession of a Controlled Substance, in Cause Number 2016-DCR-1391-G, in the 404<sup>th</sup> Judicial District Court of Cameron County, Texas, did willfully receive a firearm, that is, a Defense Procurement Manufacturing Services, Inc. (D.P.M.S.) semiautomatic AR-15 .223 caliber rifle, Serial Number: DNWC033535, said firearm having been shipped and transported in interstate and foreign commerce, in violation of Title 18, United States Code, Sections 922(n) and 924(a)(1)(D).

COUNT 2

On or about September 3, 2016, in the Southern District of Texas and within the jurisdiction of the Court, Defendant,

LUIS BENITEZ,

knowingly and unlawfully attempted to export from the United States, any merchandise,

article, and object, contrary to any law and regulation of the United States, to wit: did knowingly attempt to and did export and send a firearm, that is, a Defense Procurement Manufacturing Services, Inc. (D.P.M.S.) semiautomatic AR-15 .223 caliber rifle, Serial Number: FFH04122, from the United States to the Republic of Mexico contrary to Title 22, United States Code, Section 2778, a law and regulation of the United States, in violation of Title 18, United States Code, Section 554.

A TRUE BILL:

---

FOREPERSON OF THE GRAND JURY

ABE MARTINEZ  
ACTING UNITED STATES ATTORNEY

  
\_\_\_\_\_  
JUSTIN S. DINSDALE  
Assistant United States Attorney